

ORIGINAL

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RECEIVED
 07 JUN -5 PM 2:17
 RICHARD W. WIEKING
 CLERK, U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
FILED
 JUN 14 2007
 RICHARD W. WIEKING
 CLERK U.S. DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

Attorneys for Defendant
 BAYER CORPORATION DISABILITY PLANS
 (sued incorrectly herein as "BAYER CORPORATION'S
 SHORT AND LONG TERM DISABILITY PLAN")

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DIANE WALKER,

Plaintiff,

v.

BAYER CORPORATION'S SHORT AND
 LONG TERM DISABILITY PLAN,

Defendant.

CASE NO. C 06-4303 (MJJ)

**SUBSTITUTION OF ATTORNEY &
 [PROPOSED] ORDER**

TO THE CLERK OF THE COURT AND COUNSEL OF RECORD FOR PLAINTIFF HEREIN:

Notice is hereby given that Defendant Bayer Corporation Disability Plans substitutes the Law Office of Jerome Schreiberstein as their attorney of record in place of Payne and Fears, LLP. The address and telephone number of The Law Office of Jerome Schreiberstein, to which all further notices, pleadings, orders, and correspondence should be sent, are:

Law Office of Jerome Schreiberstein
 275 Battery Street, 18th Floor
 San Francisco, CA 94111
 Telephone: (415) 875-3355
 Facsimile: (415) 358-9885

1 DATED: May 31, 2007

PAYNE & FEARS LLP

2
3 By: 

4 CHARLES LOUDERBACH

Attorneys for Defendant

5 BAYER CORPORATION DISABILITY
6 PLANS

7
8 I requested, accept, and consent to substitute The Law Office of Jerome Schreiberstein as
9 Defendant Bayer Corporation Disability Plans' counsel of record in this civil action.

10 *June 12*
11 DATED: ~~May~~ 31, 2007

LAW OFFICES OF JEROME SCHREIBSTEIN

12
13 By: 

14 JEROME SCHREIBSTEIN

Attorney for Defendant

15 BAYER CORPORATION DISABILITY
16 PLANS

17 I consent to and accept this substitution of attorney.

18
19 DATED: June 12, 2007

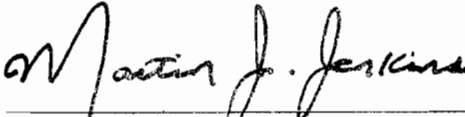
BAYER CORPORATION DISABILITY PLANS

20
21 By: 

22
23 **ORDER**

24 The above substation of attorney read and considered, IT IS SO ORDERED.

25
26 Dated: June 14, 2007



27 HONORABLE MARTIN J. JENKINS
28 UNITED STATES DISTRICT JUDGE

357617.1

PROOF OF SERVICE

Walker v Bayer Corporation's Short And Long Term Disability Plan

STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO

I am employed in the County of San Francisco, State of California. I am over the age of 18 years and am not a party to the within action; my business address is Payne and Fears, LLP, One Embarcadero Center, Suite 2300, San Francisco, CA 94111.

On June 5, 2007, I served the following document(s) described as **SUBSTITUTION OF ATTORNEY & [PROPOSED] ORDER** on interested parties in this action by placing a true copy thereof enclosed in sealed envelopes as follows:

Timothy J. Fricker, Esq.
FRICKER & MELLEN ASSOCIATES
Tribune Tower
409 13th Street, 17th Floor
Oakland, CA 94612

Attorneys For Plaintiff Diane Walker

- ☒ **(BY U.S. Mail)** I am readily familiar with my employer's business practice for collection and processing of correspondence for mailing with the United States Postal Service. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter is more than one day after date of deposit for mailing in affidavit. I deposited such envelope(s) with postage thereon fully prepaid to be placed in the United States Mail at San Francisco, California.
- ☐ **(By Personal Service)** I delivered by hand on the interested parties in this action by placing the above mentioned document(s) thereof in envelope addressed to the office of the addressee(s) listed above or on attached sheet.
- ☐ **(By Facsimile)** I served a true and correct copy by facsimile pursuant to C.C.P. 1013(e), calling for agreement and written confirmation of that agreement or court order, to the number(s) listed above or on attached sheet. Said transmission was reported complete and without error.
- ☐ **(By Overnight Courier)** served the above referenced document(s) enclosed in a sealed package, for collection and for delivery marked for next day delivery in the ordinary course of business, addressed to the office of the addressee(s) listed above or on attached sheet.
- ☐ **(By E-Mail)** I transmitted a copy of the foregoing documents(s) via e-mail to the addressee(s).
- ☒ **(FEDERAL)** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on June 5, 2007, at San Francisco, California.


ALICIA S. CARR

358114.1